

REMARKS

Claim 61-120 are pending.

I. DOUBLE PATENTING REJECTIONS

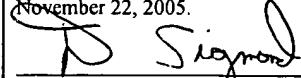
Claims 1-120 are rejected over claims 1-40 of U.S. Patent No. 6,744,126 based on obviousness-type double patenting. A Terminal Disclaimer based on the '126 patent has been filed concurrently herewith.

The filing of a terminal disclaimer to obviate a rejection based on nonstatutory double patenting is not an admission of the propriety of the rejection. *Quad Environmental Technologies Corp. v. Union Sanitary District*, 20 USPQ 2d 1392 (Fed. Cir. 1991). See also M.P.E.P. § 804.02.

Therefore, Applicant respectfully requests that these rejections be withdrawn.

II. CONCLUSION

In view of the remarks set forth herein, the application is believed to be in condition for allowance. Should any issues remain, the Examiner is encouraged to telephone the undersigned attorney.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 22, 2005.	
 _____ David M. Sigmund Attorney for Applicant	11/22/05 Date of Signature

Respectfully submitted,



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